

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

IN RE: NEW ENGLAND) MDL NO. 13-02419-FDS
COMPOUNDING)
PHARMACY CASES LITIGATION)
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BEFORE: THE HONORABLE F. DENNIS SAYLOR, IV.

STATUS CONFERENCE

John Joseph Moakley United States Courthouse
Courtroom No. 2
One Courthouse Way
Boston, MA 02210

October 8, 2013
1:30 p.m.

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Official Court Reporter
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One Courthouse Way, Room 3204
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1 had the notion that it would be a terrific result to be
2 able to announce some form of a proposed resolution by
3 October 3rd, which had been the one-year anniversary of
4 the closing of NECC.

5 We didn't make that, however, I think that
6 all the parties are acting in some good faith, and there
7 has been some very substantial progress from my
8 perspective personally since Labor Day.

9 Now, what do I mean when I say that? Apart
02:16PM 10 from getting into the details, which, of course, I'm not
11 going to get into, so there are insurers that are
12 involved for NECC and a couple of the -- three of the
13 related companies. There are excess insurers. There
14 are the companies themselves, not just the primary ones
15 that would come, you know, to the tip of your tongue
16 immediately but some of the other entities behind it,
17 and, of course, NECC and Ameridose and MSM itself, too.

18 So with all of that said, there has been
19 very significant progress, and as you've seen, we've
02:17PM 20 been delaying doing anything formal by way of discovery
21 in the meantime. A sort of implicit condition of those
22 negotiations has been for everybody to stand down in
23 terms of doing formal discovery, so we've done that
24 today.

25 Now, over the next short period of time,